

The Weekly Chieftain.

VOL. XXVII.

VINITA, CRAIG COUNTY, OKLAHOMA, OCTOBER 8, 1909.

NUMBER 17

JURY RECOMMENDS 12 YEAR SENTENCE

Shinn Found Guilty of Manslaughter—
District Court Hearing John
Parks Case.

After deliberating for three hours the jury in the Shinn murder case, Wednesday night returned a verdict finding defendant M. E. Shinn guilty of manslaughter in the first degree and recommending a sentence of twelve years in the state penitentiary. The closing argument in this case that has occupied the attention of the court during the last two days was finished by County Attorney Brady about nine o'clock and the case was turned over to the jury.

Judge Brown gave the jury instructions to find a verdict upon one of four classes of killing. First; murder in the first degree, as charged in the indictment. Such a verdict to carry with it the death penalty. Second; murder in the second degree with a life sentence in the state prison. Third; manslaughter in the first degree, with a penalty of not less than four years in the penitentiary and fourth justifiable homicide, which would have been equal to an acquittal, as the killing was never denied by the defendant.

Judge Brown deferred passing sentence until Saturday morning.

The case of John Parks, charged with shooting Chas. Jeans, was called when the court convened this morning the entire forenoon was occupied in selecting a jury, but the panel was completed just before the noon recess, and the hearing of evidence began this afternoon.

CHAPMAN'S ACTION WAS NOT APPROVED

Says He Found That Former Secretary Had Seriously Abused the Privileges Accorded Him.

Corporation Commissioner J. J. McAlester has issued the following statement concerning his position in the Chapman affair:

An erroneous rumor has been circulated throughout the state. It has been stated in the press that I had given Mr. W. L. Chapman full authority and approved of his entire relations with the public service corporations operating in the state.

After my interview in the "Oklahoma," I further investigated the Chapman affair, and I found that Mr. Chapman had seriously abused the privileges accorded him by me.

I found that Chairman Love did right in suspending him, and I therefore, called for Mr. Chapman's resignation, and voted for Mr. E. C. Patton as his successor.

Mr. Chapman kept the records and dockets of the commission in an excellent manner, and was a very competent and able secretary.

I want the people of the state to know my position in this matter.
(Signed) J. J. McALESTER,
Commissioner.

FINAL SETTLEMENT OF CLEVELAND CAR MUDDLE

By Associated Press.
Cleveland, O., Oct. 5.—A conference was held today, to arrange the final details which will result in the absolute settlement of the local street railway situation, which has been bitterly agitated for eight years, and which has been a political issue since its inception. The proposed settlement plans provide a three cent fare with a cent extra charge for transfer. The company gets a twenty-five year franchise.

Balloon in Air Two Days.
Mobile, Ala., Oct. 7.—The balloon "Centennial," competing in the Lohm cup race, from St. Louis, with H. E. Honeywell and J. W. Toland aboard, alighted at Silas, Ala., near here, after having been in the air forty-eight hours and covering four hundred and eighty-five miles.

TROUBLE MAY RESULT FROM ONE LICENSE

Three marriage licenses were issued from the office of the county judge since Tuesday noon. A permit to wed was granted to Lafatte Newman, aged 25 and Miss Gertrude Worland, aged 18, of Centralia, late yesterday. Today licenses were issued to Chas. Logan Logston, aged 22 and Miss Pearl Bell Higgins, aged 18, of Bluejacket and to Henry Ivan Ward, aged 37 and Mary Alice Eaton, 34, of Elk City.

There seems to be some trouble brewing over the license issued to the couple from Bluejacket. The father of the girl appeared at the county court this morning to ascertain if the applicant for the license had sworn that the bride was eighteen years old. The father states she was under age, and may cause some trouble over the affair.

CUMMINS REPLIES TO CANNON ATTACK

Iowa Senator Declares Emphatically
For a Change in Rules Govern-
ing the House.

Knoxville, Ia., Oct. 7.—Taking issue with Speaker Joseph C. Cannon, who from the same platform Tuesday accused him of joining hands with Bryan Senator Albert B. Cummins in a speech yesterday attacked the rules of the house of representatives and defended the six Iowa insurgents who voted against the Payne tariff bill.

Senator Cummins declared emphatically for a change in the house rules which will take from the speaker the power to name committees and stated that the one issue is all that is at stake in the fight over the rules. He asserted that no mortal should have the power that lies in the hands of the speaker of the house of representatives under present rules and intimated that were he a member of the house he would have voted against Cannon for speaker.

Flatly denying Speaker Cannon's assertion that Cummins, like Bryan, is continually agitating the tariff question with a view to securing free trade the senator declared his unalterable opposition to any further general revision. He affirmed his faith in the protective principle, but expressed the hope that congress would never again attempt to revise the tariff without sufficient information to act intelligently on all schedules. Referring to the speaker's criticism of the Iowa insurgents Senator Cummins said they voted against the Payne tariff bill because they could not conscientiously support some of its schedules, which the rules prevented them from amending. In explaining how the tariff bill was passed he said:

"The house had the bill with five thousand or more items making duties that positively concerned the welfare of every man and woman in the state of Iowa, and yet the representatives had a chance to vote for amendments to paragraphs relating only to hides, oil, lumber, barley and barley-malt, and to nothing else.

"And that bill was adopted in the house of representatives as a whole without the slightest opportunity on the part of the individual men to express an opinion on any one commodity separate from the rest of the bill save on these five things I have mentioned.

"It was adopted because they knew that if they did not vote for it their names would be singularly conspicuous by their absence from the list of house committee appointments.

"It is a farce to call that tariff bill the deliberate judgment of the house of representatives. It may be the best law in the world, but when you send men down to Washington to represent the people of Iowa, don't you think they ought to have a right to express their opinions and their objections if they have them?"

No Protection For Liquor Shipments.
By Associated Press.

Muskogee, Okla., Oct. 2.—At a conference between C. J. Jackson, general attorney for the Missouri, Kansas & Texas railway, and County Attorney Crump, today, it was agreed that this railroad would no longer protect interstate liquor shipments from seizure by Oklahoma officers. Local officers say they will now search cars and open and confiscate all liquor consigned to Muskogee.

KATE BARNARD EXONERATES VINITA PRISON OFFICIALS

Submits Affidavits From all of Sixteen Women
Prisoners Who Were Confined Here Denying
Any Knowledge of Misdeeds Accorded
Sheriff Ridenhour's Men—Severely Criti-
cises Oklahoma City Paper for Pub-
lishing Such Report.

Guthrie, Okla., Oct. 7.—Miss Kate Barnard, state commissioner of charities and corrections filed her report on the investigation of the story printed in an Oklahoma City newspaper on September 26, giving a purported interview with Myrtle McGee which related a shocking account of prison immorality in the Vinita branch of the state penitentiary.

Miss Barnard submits in her report affidavits signed by all of the sixteen women inmates of the Vinita prison in which they deny any knowledge of such happenings as related in the newspaper, but on the contrary every one of them states that she was kindly treated and commend Sheriff Riden-

hour, of Craig county, for his painstaking efforts in looking after their comforts while in the prison at Vinita, reciting that during the excessive hot weather the sheriff frequently took them for walks in the fresh air under guard.

Miss Barnard says in conclusion in her report: "In the face of the evidence secured, after a careful examination into the matter, it is clear to me that Sheriff Ridenhour and the guards at the Vinita prison are not guilty as charged and should be free from public suspicion."

She also takes occasion to severely criticize the Oklahoma City newspaper for printing such degrading stories upon the statement of an exconvict.

EIGHTEEN BODIES WERE RECOVERED

Over Seven Hundred Men Were at
Work in Mine When Disaster
Occurred.

By Associated Press.

Ladysmith, B. C., Oct. 6.—Eighteen bodies have been recovered from the extension of the mine of the Wellington Colliery company, near here, where thirty-two men lost their lives last night, as a result of an explosion of fire damps. Over seven hundred men were working in the mine and a number were brought out unconscious.

Twenty-five of the imprisoned men were rescued, but the rapidly spreading fire prevented the rescuers from completing their work. The workers are making every effort to force further entrance into the two levels affected by the explosion in an effort to save any who may be living and to recover the bodies of the dead before they are consumed.

The Dead:
The known dead:
—M'GUIRE.
THOMAS O'CONNELL.
ROBERT WHITE.
JAMES MOLINEAUX.
D. IRVING.

All the men rescued so far are badly injured.

The shock was terrific. Its effect was confined to the stope wherein it occurred. All of the men in the other stopes and levels escaped. Three levels had not been heard from and there were more than thirty men in these, of whom only a driver and a trapper had come out. It is impossible to get at these levels, and it is feared that all of the men have perished.

GRAND JURY INDICTS DEPUTY ARMSTRONG

Oklahoma City, Okla., Oct. 5.—Jake Armstrong, deputy sheriff, and five others were indicted for accepting grafts, by the grand jury here yesterday afternoon.

Armstrong has been under arrest for some time. Others whose names are not given out are under surveillance.

It is said some of the indictments are for misdemeanors. No elective county or city officials were indicted.

CONVICTION OF JOHN R.

WALSH WAS CONFIRMED.
By Associated Press.

Chicago, Ill., Oct. 5.—The verdict of the trial court, which found John R. Walsh guilty of misapplication of the funds of the Chicago National bank, was affirmed by the United States circuit court of appeals here, today.

COURT CONTINUES INJUNCTION CASE

National Life Insurance Company's
Attorney Asks That Young Be
Cited For Contempt.

By Associated Press.

Guthrie, Okla., Oct. 4.—The final hearing of the temporary injunction and restraining order against Bank Commissioner Young restraining him from paying the depositors of the suspended Columbia Bank & Trust company of Oklahoma City, was continued by Federal Judge Cotterell, today, until Thursday next. In the meanwhile the restraining order remains in force.

C. B. Ames, representing the National Life Insurance company, of Chicago, stated to the court today, that it's order was being ignored, in that Commissioner Young had opened the bank today and was carrying on the business. He asked that a citation for contempt be issued. Judge Cotterell announced that he would consider a contempt citation, on submission of proper affidavits that the order was being disobeyed. The evidence on this point will be heard this afternoon.

SENATOR OWEN WILL ARRIVE HOME SOON

Washington, D. C., Oct. 7.—Senator Robert L. Owen and wife of Muskogee, Okla., returned to Washington Tuesday after a three months' sojourn in Europe. Senator Owen will leave here for Oklahoma within the next ten days. Announcement was made at the department of justice today that assistant attorney general, Russell will continue in the 25,000 land suits in Muskogee for the government. The administration is sanguine that the circuit court of appeals at St. Louis will sustain the government in the test cases now pending there in which event it is said that compromise will be made in the settlement of the other suits which were dismissed by Judge Campbell.

NEIGHBOR SUSPECTED
OF FARMER'S MURDER.

By Associated Press.
Nelligh, Neb., Oct. 7.—A. G. Rakow, a farmer living in Willow township, near here was found dead in his pasture today, with a bullet hole in his head. It is believed he was murdered. A neighbor with whom he had had trouble is suspected.

MYSTERY SURROUNDS SHOOTING OF PEABODY

By Associated Press.

Kansas City, Mo., Oct. 7.—Grayold Peabody, a son of F. H. Peabody, a lawyer at Worcester, Mass., died at the hospital here, today, as a result of a revolver wound. Mystery surrounds the shooting, which occurred in the office of the night watchman, in a building being erected here. The watchman says Peabody shot himself, while handling a revolver, while Peabody is said to have told an officer that the watchman shot him, accidentally.

OFFICIAL WELCOME GIVEN TO DR. COOK

Peary Arctic Club is Going Over
Proofs Preparatory to Making
Statement to Public.

Washington, Oct. 5.—"This is the home of the American flag which you carried to the North Pole," was the expression of recognition given Dr. Frederick A. Cook by H. B. F. Macfarland, president of the district board of commissioners, in officially welcoming the explorer at the municipal building yesterday in the presence of a crowd that taxed its capacity.

"President Taft, Admiral Dewey, General Greely and Admiral Schley and other distinguished residents of Washington have individually expressed their appreciation of your great achievement," said the commissioner. "It is fitting that the entire national capital through its executive government, should give you a hearty welcome and cordial congratulations."

Dr. Cook was given an ovation when he arrived at the municipal building, and when he arose to respond to the commissioner's tribute he was greeted with prolonged cheering.

"I fail to find words to suit my appreciation of your kindness," Dr. Cook said. "I am a man of few words, and I can only say I thank you."

The explorer then stood in the center of the room, beside Commissioners Macfarland and Judson, and was given a hearty handclasp by the hundreds who passed in line. Not more than half the crowd could see Dr. Cook, as he was compelled to depart for Baltimore.

Baltimore, Md., Oct. 5.—Dr. Frederick A. Cook, the explorer, reached this city at noon, coming from Washington for his lecture here last night. He was greeted at the railroad station by a few hundred persons.

After a brief stop at the Hotel Belvedere, Dr. Cook was taken to the city hall, where in the course of an informal reception he was introduced by Mayor Mahool to about 1,000 men, women and children of all classes.

New York, Oct. 5.—The officers of the Peary Arctic Club held a meeting yesterday to formally pass on the proof of Commander Robert E. Peary that he has prepared to show that Dr. Cook did not reach the Pole. The statement will be made public in a few days.

The following resolution was adopted by the officers of the Arctic Club: "That the Peary Arctic Club cordially welcomes home Commander Robert E. Peary, C. E. U. S. N., and congratulates him upon the attainment, April 6, 1909, of the North Pole, crowning years of arduous Arctic work, of devotion to ideals, and of loyalty to country, and invites him to honor it with his company at dinner at a date convenient to him.

"That the club tenders to the officers, scientific staff and men of the expedition, its thanks and appreciation for zealous performance of duty, which with superior discipline and excellent 'team work' resulted in complete success."

The crew of the Arctic ship Roosevelt was paid off yesterday and given transportation home to Newfoundland.

MUSKOGEE BOY EXPELLED
FROM ILLINOIS UNIVERSITY.

By Associated Press.
Champaign, Ill., Oct. 1.—The council of administration of the University of Illinois, today, expelled from the university, H. D. Emmert of Muskogee, Okla., and Arthur W. Ide, of Mineral, Ill., members of the sophomore class for the alleged participation in hazing.

HUSBAND APPEARS AGAINST HIS WIFE

Nephew Who Stole Aunt Gives Sentence of Four Months in County Jail.

Kansas City, Mo., Oct. 5.—Edward Simpson, aged thirty-seven and his aunt, Mrs. Mary Simpson, who came here from Cleveland, O., four weeks ago, were arraigned in court today, on a warrant charging them with a statutory offense, and pleaded guilty, and were sentenced to four months in the county jail.

Hine Simpson, a prosperous real estate man of Cleveland, the husband of Mrs. Simpson, appeared against the pair. He has been tracking his wife since she deserted him last month, taking with her their eight-year-old son.

Charged with stealing his uncle's wife, Edward Simpson was arrested yesterday afternoon by the police on a state warrant issued from Justice James B. Shoemaker's court.

Mrs. Mary Simpson, his aunt, the wife of a wealthy Cincinnati wholesale merchant, also was arrested.

Simpson, the nephew, is a married man with a wife and four children. His aunt is the mother of an 8-year-old boy, whom the alleged runaway brought to Kansas City.

According to Hine Simpson, his wife and nephew left Cincinnati four weeks ago. They are said to have come direct to Kansas City. Since their disappearance the husband has been reaching the county. Sunday he came to Kansas City and Detectives Rockwell and Truman of the police department were put on the case.

Simpson and his aunt were located yesterday by the police in a rooming house at the corner of Seventh and Oak streets. Simpson has been making a living selling rugs from home to home.

The Simpson family is said to be in Cincinnati, where Hine Simpson and wife are leaders in society.

PLEADS NOT GUILTY TO MURDER CHARGE

Street Car Conductor Who is Charged
With Killing Rufus Conella Re-
fuses to Make Statement.

Muskogee, Okla., Oct. 6.—Gilbert Smalley, the street car conductor, who shot and killed Rufus Conella, while the latter was a passenger upon his car, Monday night, is being held by the county authorities on a warrant sworn out against him yesterday by Deputy Sheriff Joe Dewey, charging him with murder.

Smalley was arraigned in Judge Bailey's court yesterday and pled not guilty to the charge, and was remanded to jail to await the preliminary hearing that began before Judge Bailey this morning at 9 o'clock.

New developments in the case are lacking, as Smalley still declines to make a statement, other than that he fired the fatal shots in self-defense.

The grief at the Conella home was such yesterday that little bearing on the case could be learned. Mrs. Conella, who was prostrated over the event and under the care of a physician, refused to make a statement. From those who talked with Mrs. Conella it was learned that she witnessed the shooting from their home, which is only a short distance from the car line at the point where the tragedy occurred.

Funeral services were held yesterday afternoon over the body, which will be shipped to Mrs. Conella's old home at Stonewall, for burial. The services were held at the Conella home.

PARADES AND BANQUET
OCCUPY PRESIDENT'S TIME.

By Associated Press.
San Francisco, Cal., Oct. 5.—President Taft began a strenuous day, when he arrived here this morning. Every minute of his time will be taken up with parades, reviews, receptions, motor rides and brief speeches, culminating with an extended address at a banquet tonight.